

\$100.00 in his checking account. [Id. at 2]. Plaintiff reports having two “wrecked” motor vehicles worth a combined value of \$200.00. [Id. at 3]. Plaintiff also reports that a friend owes him \$1,000.00 and that no one relies on him for support. [Id.]. Plaintiff states that he cannot pay the cost of these proceedings because certain car repairs depleted his savings and that his “friend can only pay 150.00 a month that help with gas food cable.” [Id. at 5 (errors uncorrected)].

The Court is not satisfied that Plaintiff does not have sufficient funds with which to pay the filing fee. The U.S. Department of Health and Human Services Poverty Guidelines for 2020 provide that the annual poverty guideline for a single individual is \$12,760.00. Plaintiff has an annual income of \$22,188.00, sufficiently above the poverty threshold. The Court will, therefore, deny Plaintiff’s motion. Before the Court will proceed to initial review of Plaintiff’s Complaint, the Plaintiff must pay the filing fee in accordance with this Order. The Court notes that Plaintiff’s Complaint in the instant action appears to suffer from the same substantial deficiencies as Plaintiff’s dismissed Complaint in Civil Case No. 3:20-cv-005420FDW-DSC.

As to Plaintiff’s letter addressed to the Clerk of Court [Doc. 3], the Court will strike this letter as improper. Requests for relief must take the form of a motion and should never be directed to the Clerk or to the Judge.

IT IS THEREFORE ORDERED that:

- (1) Plaintiff’s motion to proceed in forma pauperis [Doc. 2] is **DENIED**.
- (2) Plaintiff’s letter [Doc. 3] is hereby **STRICKEN** from the record in this matter.
- (3) The Plaintiff shall pay the filing fee within 30 days of this Order or his Complaint will be dismissed without prejudice and without further notice to the Plaintiff.

Signed: December 2, 2020



2 Graham C. Mullen
United States District Judge

